

REGULATION OF A SERVICE CONTRACT

CHAPTER 473

H.B. No. 2275

AN ACT

relating to the regulation of a service contract.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 1304.003(b), Occupations Code, is amended to read as follows:

(b) A service contract described by Subsection (a)(2)(A) may also provide for:

(1) incidental payment or indemnity under limited circumstances, including towing, rental, and emergency road service;

(2) the repair or replacement of a product for damage resulting from a power surge or for accidental damage incurred in handling the product; ~~or~~

(3) identity recovery, if the service contract is financed under Chapter 348 or 353, Finance Code; or

(4) *the replacement of a motor vehicle key or key fob in the event the key or key fob is inoperable, lost, or stolen.*

SECTION 2. Section 1304.1581, Occupations Code, is amended by adding Subsection (g) to read as follows:

(g) Notwithstanding Subsection (b)(1) or (c)(1), a provider is not required to deduct the amount of any claims paid under a service contract from the amount of a refund required under this section.

SECTION 3. Section 1304.159, Occupations Code, is amended by adding Subsection (d) to read as follows:

(d) Notwithstanding Subsection (c), a provider is not required to deduct the amount of any claims paid under a service contract from the amount of a refund a service contract holder is entitled to under this section.

SECTION 4. The changes in law made by this Act apply only to a service contract entered into or renewed on or after the effective date of this Act. A service contract entered into or renewed before the effective date of this Act is governed by the law in effect immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION 5. This Act takes effect September 1, 2017.

Passed by the House on April 20, 2017: Yeas 143, Nays 1, 2 present, not voting; passed by the Senate on May 24, 2017: Yeas 31, Nays 0.

Approved June 9, 2017.

Effective September 1, 2017.

**USE OF AUCTION PROCEEDS FROM THE SALE OF CERTAIN
ABANDONED MOTOR VEHICLES TO REIMBURSE LAW
ENFORCEMENT AGENCIES FOR COMPENSATION PAID TO
CERTAIN PROPERTY OWNERS**

CHAPTER 474

H.B. No. 2306

AN ACT

relating to the use of auction proceeds from the sale of certain abandoned motor vehicles to reimburse law enforcement agencies for compensation paid to certain property owners.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 683.015(a), Transportation Code, is amended to read as follows:

(a) A law enforcement agency is entitled to reimbursement from the proceeds of the sale of an abandoned motor vehicle, aircraft, watercraft, or outboard motor for:

- (1) the cost of the auction;
- (2) towing, preservation, and storage fees resulting from the taking into custody; ~~and~~
- (3) the cost of notice or publication as required by Section 683.012; and
- (4) *any compensation made by the agency under Subsection (f) to property owners whose property was damaged as a result of a pursuit involving the motor vehicle.*

SECTION 2. Section 683.015(a), Transportation Code, as amended by this Act, applies only to proceeds of a sale of an abandoned motor vehicle that takes place on or after the effective date of this Act. Proceeds of a sale of an abandoned motor vehicle that takes place before the effective date of this Act are governed by the law in effect on the date of the sale, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2017.

Passed by the House on May 6, 2017: Yeas 144, Nays 0, 2 present, not voting; passed by the Senate on May 24, 2017: Yeas 31, Nays 0.

Approved June 9, 2017.

Effective September 1, 2017.

OPERATION OF CERTAIN OVERWEIGHT VEHICLES ON HIGHWAYS; IMPOSING A FEE

CHAPTER 475

H.B. No. 2319

AN ACT

relating to the operation of certain overweight vehicles on highways; imposing a fee.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 621.101, Transportation Code, is amended by adding Subsection (b-1) to read as follows:

(b-1) Notwithstanding any other provision of this section, a vehicle or combination of vehicles that is powered by an engine fueled primarily by natural gas may exceed any weight limitation under this section by an amount that is equal to the difference between the weight of the vehicle attributable to the natural gas tank and fueling system carried by that vehicle and the weight of a comparable diesel tank and fueling system, provided that the maximum gross weight of the vehicle or combination of vehicles may not exceed 82,000 pounds.

SECTION 2. Subchapter B, Chapter 623, Transportation Code, is amended by adding Section 623.0172 to read as follows:

Sec. 623.0172. PERMIT FOR INTERMODAL SHIPPING CONTAINER. (a) *In this section, "intermodal shipping container" means an enclosed, standardized, reusable container that:*

- (1) is used to pack, ship, move, or transport cargo;*
- (2) is designed to be carried on a semitrailer and loaded onto or unloaded from:*
 - (A) a ship or vessel for international transportation; or*
 - (B) a rail system for international transportation; and*